

1 SHARTSIS FRIESE LLP  
2 ARTHUR J. SHARTSIS (Bar #51549)  
3 ashartsis@sflaw.com  
4 JOSEPH V. MAUCH (Bar #253693)  
5 jmauch@sflaw.com  
6 DANIEL M. PONIATOWSKI (Bar #306754)  
7 dponiatowski@sflaw.com  
8 One Maritime Plaza, Eighteenth Floor  
9 San Francisco, CA 94111-3598  
10 Telephone: (415) 421-6500  
11 Facsimile: (415) 421-2922

12 Attorneys for Plaintiff  
13 SIMPSON STRONG-TIE COMPANY INC.

14 PRACTUS, LLP  
15 DUANE H. MATHIOWETZ (CA# 111831)  
16 duane.mathiowetz@practus.com  
17 388 Market Street, Suite 1300  
18 San Francisco, CA 94111  
19 Telephone: 415-501-0350

20 STINSON LLP  
21 B. SCOTT EIDSON (*Pro Hac Vice*)  
22 scott.eidson@stinson.com  
23 JULIE C. SCHEIPETER (*Pro Hac Vice*)  
24 julie.scheipeter@stinson.com  
25 JOHN R. SCHROEDER (*Pro Hac Vice*)  
26 john.schroeder@stinson.com  
27 7700 Forsyth Blvd., Suite 1100  
28 St. Louis, MO 63105  
Telephone: (314) 863-0800

29 Attorneys for Defendants  
30 MITEK, INC.

31  
32 UNITED STATES DISTRICT COURT  
33  
34 NORTHERN DISTRICT OF CALIFORNIA

35 SIMPSON STRONG-TIE COMPANY  
36 INC.,

37 Case No. 5:20-cv-06957-VKD

38 Plaintiff,

39  
40 **JOINT STIPULATION AND PROPOSED  
41 ORDER EXTENDING DEADLINE FOR  
42 MEDIATION**

43 v.

44 MITEK, INC.,

45 Defendant.

1 Pursuant to Northern District of California Civil Local Rule 6-2, Plaintiff Simpson  
2 Strong-Tie Company, Inc. (“Simpson”) and defendant MiTek, Inc. (“MiTek”) hereby submit this  
3 Stipulation and Proposed Order Extending the Deadline for Mediation:

4 WHEREAS, Simpson served its Complaint on MiTek in the above-captioned action on  
5 December 15, 2020;

6 WHEREAS, on April 13, 2021, the Court issued a Case Management Order [ECF No.  
7 47], which, among other things, required the Parties to conduct a private mediation with JAMS  
8 Inc. by no later than December 31, 2021;

9 WHEREAS, the Parties believed, as set forth in the Joint Case Management Statement  
10 [ECF No. 44], that it would be beneficial to engage in the discovery process to a significant  
11 degree before conducting a mediation;

12 WHEREAS, the Parties have been engaging in the discovery process, including the  
13 production of thousands of pages of ESI, which process has taken longer than the parties had  
14 anticipated;

15 WHEREAS, the Parties have selected a mediator, Shirish Gupta of JAMS Inc., and  
16 agreed to hold the date of January 21, 2022, for the mediation, pending the approval of the Court;

17 WHEREAS, the Parties’ only prior request to modify any time was the Parties’  
18 Stipulation and Proposed Order requesting an extension of the deadline for MiTek to respond to  
19 the Complaint and an extension of the Initial Case Management Conference to after that deadline  
20 to respond, which extensions were accepted by the Court in an Order issued December 31, 2020  
21 [ECF No. 12]; and

22 WHEREAS, the current requested change to the deadline to conduct mediation will not  
23 affect the trial date or any other case deadlines;

24 NOW, THEREFORE, IT IS HEREBY STIPULATED, subject to Court approval, that the  
25 deadline to conduct mediation is extended one month to January 31, 2022.

26 //

27 //

28 //

1 Dated: December 13, 2021

SHARTSIS FRIESE LLP

3 By: */s/ Joseph V. Mauch*  
4 JOSEPH V. MAUCH

5 Attorneys for Plaintiff  
6 SIMPSON STRONG-TIE COMPANY INC.

7 Dated: December 13, 2021

8 PRACTUS LLP

9 By: */s/ Duane Mathiowetz*  
10 DUANE MATHIOWETZ

11 Attorneys for Defendant  
12 MITEK, INC.

**DECLARATION UNDER CIVIL LOCAL RULE 5-1(i)(3)**

13 I, JOSEPH V. MAUCH, am the ECF User whose ID and password are being used to file  
14 this JOINT STIPULATION AND PROPOSED ORDER EXTENDING DEADLINE FOR  
15 MEDIATION. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that I have the  
16 concurrence of the signatory above indicated by a “conformed” signature (/s/) within this e-filed  
17 document.

18 DATED: December 13 , 2021

*/s/ Joseph V. Mauch*  
19 JOSEPH V. MAUCH

SHARTSIS FRIESE LLP  
ONE MARITIME PLAZA  
EIGHTEENTH FLOOR  
SAN FRANCISCO, CA 94111-3598

1 **[PROPOSED] ORDER**  
2  
3

4 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
5  
6

Dated: December 14, 2021



Hon. Virginia K. DeMarchi  
United States Magistrate Judge

9127036  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

SHARTSIS FRIESE LLP  
ONE MARITIME PLAZA  
EIGHTEENTH FLOOR  
SAN FRANCISCO, CA 94111-3598